



27m
AF

PATENT
Attorney Docket No. HILLS1100

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Foster et al.
Application No.: 10/017,135
Filed: December 7, 2001
Title: SYNTHESIS OF SMALL PARTICLES

Art Unit: 1618
Examiner: S.J. Oh
Conf. No. 8942

Mail Stop AF
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

TRANSMITTAL SHEET

Sir:

Transmitted herewith for the above-identified application please find:

1. Response to the Final Office Action (12 pgs.); and
2. Return Receipt Postcard.

CERTIFICATION UNDER 37 CFR §1.8

I hereby certify that the documents referred to as enclosed herein are being deposited with the United States Postal Service as first class mail on **February 6, 2006**, in an envelope addressed to:
Mail Stop AF, Commissioner for Patents, P.O. Box 1450,
Alexandria, VA 22313-1450.

Karen LePari

Karen LePari

In re Application of:

Foster et al.

Application No.: 10/017,135

Filed: December 7, 2001

Page 2

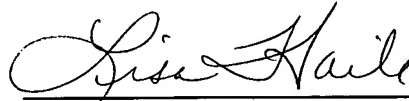
PATENT

Atty Docket No.: HILLS1100

No fee is deemed necessary with the filing of this paper. However if any fees are due, the Commissioner is hereby authorized to charge any fees, or make any credits, to Deposit Account No. 07-1896 referencing the above-identified attorney docket number. A copy of the Transmittal Sheet is enclosed.

Respectfully submitted,

Date: February 6, 2006



Lisa A. Haile, J.D., Ph.D.

Registration No. 38,347

Telephone: (858) 677-1456

Facsimile: (858) 677-1465

DLA PIPER RUDNICK GRAY CARY US LLP
4365 Executive Drive, Suite 1100
San Diego, California 92121-2133
USPTO Customer No. 28213



PATENT
Attorney Docket No. HILLS1100

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Foster et al.
Application No.: 10/017,135
Filed: December 7, 2001
Title: SYNTHESIS OF SMALL PARTICLES

Art Unit: 1618
Examiner: S.J. Oh
Conf. No. 8942

Mail Stop AF
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

RESPONSE TO THE FINAL OFFICE ACTION

Responsive to the Final Office Action mailed December 6, 2005, please amend the above-identified application as follows:

Amendments to the Claims are reflected in the listing of claims which begins on page 2 of this paper.

Remarks/Arguments begin on page 6 of this paper.

CERTIFICATION UNDER 37 CFR §1.8

I hereby certify that the documents referred to as enclosed herein are being deposited with the United States Postal Service as first class mail on **February 6, 2006**, in an envelope addressed to:
Mail Stop AF, Commissioner for Patents, P.O. Box 1450,
Alexandria, VA 22313-1450.

Karen LePari

Karen LePari